

RESPONSE UNDER 37 C.F.R. § 1.116
U.S. APP. NO. 09/440,639

REMARKS

Summary Of The Office Action

Claims 1-5 are pending in the application. Claims 1, 2 and 4 are rejected under 35 U.S.C. § 102(e) as being anticipated by Abecassis (USP 6,553,178).

Claims 3 and 5 are rejected under 35 U.S.C. § 103 as being unpatentable over Abecassis in view of Yeun et al., (USP 6,091,884) and further in view of Choi (USP 5,519,549).

Analysis

The rejections in the present Office Action are the same as those in the previous Office Action. In response to the previous Office Action, it was argued, among other things, that claim 1 is not anticipated by Abecassis at least because Abecassis fails to disclose a tape speed controller. In the present Office Action, the Examiner provides arguments that Abecassis discloses a speed controller, but does not specifically respond to the arguments that Abecassis does not disclose a tape speed controller.

During the interview, the undersigned argued that Abecassis does not disclose a tape speed controller such as the one recited in claim 1. More specifically, it was argued that Abecassis relates to a random access video delivery system which uses a random access memory to reproduce various segments of a video program stored at various areas of a random access memory. Abecassis does not disclose or suggest how a tape could be used to achieve such reproduction. Although Abecassis may describe using a tape for storing information, Abecassis does not use a tape speed controller with the characteristics recited in claim 1. That is, the tape

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of Abecassis is used to introduce data into the system. Such a tape may be used for the removable storage element 504 of Fig. 5, but there is no disclosure of using a tape or tape speed controller for executing a high speed search mode.

The Examiner stated that he would like an opportunity to consider the arguments presented during the interview so that he might reconsider the rejection.

Applicant requests the Examiner to reconsider and withdraw the rejections of claims 1, 2 and 4 under 35 U.S.C. § 102(e) as being anticipated by Abecassis (USP 6,553,178), and of claims 3 and 5 under 35 U.S.C. § 103 as being unpatentable over Abecassis in view of Yeun et al., (USP 6,091,884) and further in view of Choi (USP 5,519,549) for the reasons presented in the Amendment filed August 22, 2003 and for the reasons presented above.

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

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The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.


Respectfully submitted,

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Date: February 18, 2004